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DECLE26.001APC PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants Rousseau, et al. Group Art Unit 1632 Appl. No. 09 763,535 Filed July 2, 2001 RECEIVED For PHARMACEUTICAL MAY 1 0 2002 COMPOSITION FOR TECH CENTER 1600 2900 TREATING OR PREVENTING DIABETES OR CANCER, OR THE WAARDENBURG SYNDROME S. Pappu Examiner

AMENDMENT AND RESPONSE TO JANUARY 3, 2002 OFFICE ACTION

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

In response to the Office Action mailed on January 3, 2002 (Paper #8). Please amend the above-referenced application as indicated below.

IN THE ABSTRACT:

Please insert the Abstract attached hereto, following the VERSION WITH MARKINGS TO SHOW CHANGES MADE, as page 19 of the application as filed.

IN THE CLAIMS:

Please cancel Claims 2 and 3.

Please amend the claims as follows:

1. **(AMENDED TWICE)** A pharmaceutical composition comprising an element selected from the group consisting of: a polynucleotide encoding OC-2, a vector comprising said